

IPW/DAC



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Edward L. Gibbs	)	
		)	
Serial No.:	10/764,788	)	Art Unit: 3679
		)	
Filed:	January 26, 2004	)	
		)	
For:	CABLE FENCE SYSTEM	)	
		)	
Attorney File:	015	)	

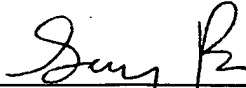
Mail Stop PETITIONS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RENEWED PETITION FOR ACCEPTANCE OF UNINTENTIONALLY  
DELAYED LATE CLAIM OF PRIORITY

Pursuant to 37 C.F.R. § 1.78(a)(3), the Applicant renews his request that the Office accept an amendment to his claim of priority, set out in a separate filing submitted herewith. This amendment changes to the priority to claim to reference the Applicant's nonprovisional U.S. Patent Application Serial No. 10/306,125 as a "continuation-in-part" application.

The entire delay between the date the claim was due and the date this claim is being filed was unintentional. The Applicant intended to claim such priority in the application as filed, and in fact set out a priority claim to application Serial No. 10/306,125 in the cross-reference to related applications as originally filed. However, there was an inadvertent failure to specify the relationship between application Serial No. 10/306,125 and the instant application. This has been done in the requested amendment. The required fee has been submitted previously.

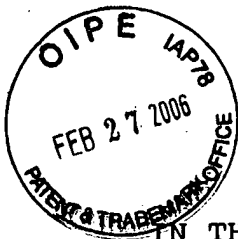
Respectfully submitted,



---

Gary Peterson, Reg. 28,891  
101 N. Robinson Ave., Suite 1300  
Oklahoma City, OK 73102  
(405) 239-6444

Attorney for Applicant



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Edward L. Gibbs	)	
Serial No.:	10/764,788	)	Art Unit: 3679
Filed:	January 26, 2004	)	
For:	CABLE FENCE SYSTEM	)	

CERTIFICATE OF MAILING

I certify that I deposited the attached with the United States Postal Service, with sufficient first class postage, addressed to Mail Stop PETITIONS, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on October 13, 2005

Gary Peterson, Reg. 28,891  
101 N. Robinson Ave., Suite 1300  
Oklahoma City, Oklahoma 73102  
(405) 239-6444

Attorney for Applicants



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/764,591
Filing Date	January 26, 2004
First Named Inventor	Edward L. Gibbs
Art Unit	3679
Examiner Name	Garcia
Attorney Docket Number	015

### ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Statement as to Previous Mailing of Correspondence; return postcard
<div>Remarks</div>		

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name			
Signature			
Printed name	Gary Peterson		
Date	Feb. 23, 2006	Reg. No.	28891

### CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	Gary Peterson	Date	Feb. 23, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Edward L. Gibbs	)	
Serial No.:	10/764,591	)	Group: 3679
Filed:	January 26, 2004	)	Examiner: Garcia
For:	FENCE CABLE SYSTEM	)	
Atty File:	015	)	

Mail Stop PETITIONS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

STATEMENT AS TO PREVIOUS MAILING OF CORRESPONDENCE

On October 13, 2005, the undersigned counsel mailed three documents in a single envelope to the Office at Mail Stop PETITIONS, each accompanied by a certificate of mailing. These documents were: (1) a Renewed Petition for Acceptance of Unintentionally Delayed Late Claim of Priority; (2) a Substitute Amendment making the requested late claim of priority; and (3) a Transmittal Form reflecting transmission of items 1 and 2. The Transmittal Form and a return postcard reflecting the PTO's receipt of items 1, 2 and 3 are attached as Exhibits A and B.

The Substitute Amendment and the Transmittal Form were recorded on the PTO's PAIR system on October 17, 2005. However, the Renewed Petition was never recorded on the PAIR system. The Applicant therefore requests that the Office accept and act upon the additional copy of the Renewed Petition which is furnished with this Statement.

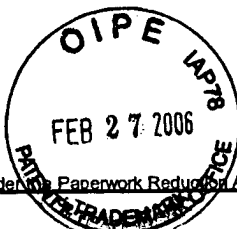
I attest on my own personal knowledge to the mailing described above.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "Gary Peterson", written over a horizontal line.

Gary Peterson, Reg. 28,891  
211 N. Robinson Ave., Suite 450  
Oklahoma City, OK 73102  
(405) 606-3367

Attorney for Applicant



PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/764,591
	Filing Date	January 26, 2004
	First Named Inventor	Edward L. Gibbs
	Art Unit	3679
	Examiner Name	Garcia
Total Number of Pages in This Submission	Attorney Docket Number	015

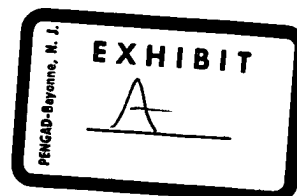
ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
<b>Remarks</b> petition fee paid previously		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name			
Signature			
Printed name	Gary Peterson		
Date	10/13/05	Reg. No.	28891

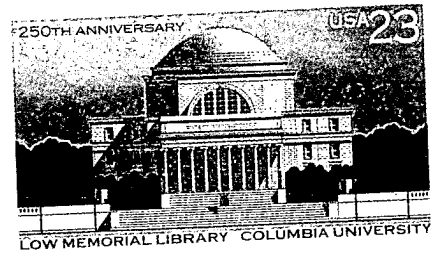
CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature			
Typed or printed name	Gary Peterson	Date	10/13/05

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

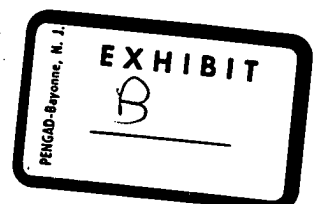
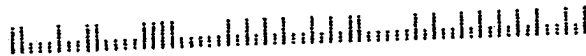


RECEIVED  
OCT 24 2009  
MCKINLEY & SHIPLEY



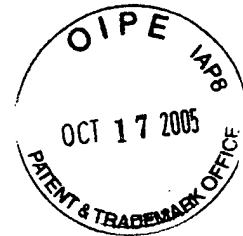
GARY PETERSON  
101 N. ROBINSON AVE., SUITE 1300  
OKLAHOMA CITY, OKLAHOMA 73102

C003  
© 2003 USPS® recycled





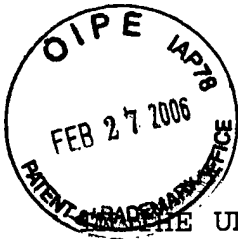
Applicant: Gibbs  
Serial No.: 10/764,591  
Filed: Jan. 26, 2004  
Atty File: 015



Commissioner for Patents:

Please acknowledge receipt of the following by stamping this card with the date received and returning it to me: Renewed Petition; Substitute Amendment; form PTO/SB/21.

Gary Peterson, Reg. 28891



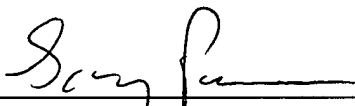
PATENT

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Edward L. Gibbs )  
Serial No.: 10/764,591 ) Group: 3679  
Filed: January 26, 2004 ) Examiner: Garcia  
For: FENCE CABLE SYSTEM )  
Atty File: 015 )

CERTIFICATE OF MAILING

I certify that I deposited the attached with the United States Postal Service, with sufficient first class postage, addressed to Mail Stop PETITIONS, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on February 23, 2006.

  
\_\_\_\_\_  
Gary Peterson, Reg. 28,891  
211 N. Robinson Ave., Suite 450  
Oklahoma City, Oklahoma 73102  
(405) 606-3367

Attorney for Applicant